

**Amendments to the Claims:**

The following listing of claims will replace all prior versions, and listings, of claims in the application:

1. (Currently Amended) A construction machine comprising:
  - a variable displacement hydraulic pump driven by a prime mover;
  - a single traveling actuator driven with pressure oil discharged from the hydraulic pump;
  - a plurality of work actuators driven with the pressure oil discharged from the hydraulic pump;
  - a plurality of control valves that control flows of the pressure oil from the hydraulic pump to each of the traveling actuator and the plurality of work actuators;
  - a detection ~~means-for-detecting~~ device that detects a drive command for the traveling actuator; and
  - a flow rate control ~~means-for-increasing~~ device that increases a maximum flow rate of the hydraulic pump when the drive command for the traveling actuator is detected with the detection ~~means-device~~ device, wherein:
    - the flow rate control device comprises a displacement angle control device that adjusts a maximum displacement angle of the hydraulic pump, and increases the maximum displacement angle when the drive command for the traveling actuator is detected with the detection device.
2. (Original) A construction machine according to claim 1, wherein:
  - the construction machine is a wheeled hydraulic excavator.
3. (Original) A construction machine according to claim 2, wherein:

the work actuators include a revolving actuator that revolves a revolving superstructure, a boom actuator that drives a boom, an arm actuator that drives an arm, and a work tool actuator that drives a work tool; and

the control valves include a traveling control valve that controls a flow of the pressure oil to the traveling actuator, a revolving control valve that controls a flow of the pressure oil to the revolving actuator, a boom control valve that controls a flow of the pressure oil to the boom actuator, and an arm control valve that controls a flow of the pressure oil to the arm actuator, and a work tool control valve that controls a flow of the pressure oil to the work tool actuator.

4. (Original) A construction machine according to claim 3, further comprising:  
a spare control valve.

5. (Currently Amended) A ~~control valve~~construction machine according to claim 4,  
further comprising:

a pair of crawler travel actuators that drive a pair of crawlers respectively, wherein:  
the traveling control valve and the spare control valve control flows of the pressure oil  
to the pair of the crawler travel actuators respectively.

6. (Cancelled)

7. (Currently Amended) A construction machine according to ~~claim 6, wherein:~~claim 1,  
wherein:

the flow rate control ~~means device~~ further comprises a rotation speed control ~~means~~  
~~for controlling device that controls~~ a rotation speed of the prime mover, and increases the  
rotation speed of the prime mover as well as increasing the maximum displacement angle of  
the hydraulic pump when the drive command for the traveling actuator is detected with the  
detection ~~means device~~.

8. (Currently Amended) A construction machine according to ~~claim 6~~, wherein: claim 1,  
wherein:

the hydraulic pump comprises a first hydraulic pump that supplies the pressure oil to at least the traveling actuator and a second hydraulic pump that supplies the pressure oil to at least actuators other than the traveling actuator, and only the maximum displacement angle of the first hydraulic pump is increased when the drive command for the traveling actuator is detected with the detection ~~means~~ device.

9. (New) A construction machine according to claim 1, further comprising:

a work command detection device that detects a work command for the plurality of work actuators to operate a front attachment, wherein:

the displacement angle control device does not increase the maximum displacement angle when the work command for the plurality of work actuators is detected with the work command detection device even when the drive command for the traveling actuator is detected with the detection device.

10. (New) A construction machine according to claim 7, further comprising:

a travel pedal that is operated to drive the traveling actuator;

a target rotation speed calculation unit for traveling that calculates a first target rotation speed of the prime mover which is set suitable for traveling in accordance with an extent to which the travel pedal is operated; and

a target rotation speed calculation unit for working that calculates a second target rotation speed of the prime mover which is set suitable for working in accordance with an extent to which the travel pedal is operated, wherein:

a maximum value of the first target rotation speed for the traveling is set greater than a maximum value of the second target rotation speed for working.

11. (New) A construction machine according to claim 10, further comprising:

a work command detection device that detects a work command for the plurality of work actuators to operate a front attachment, wherein:

the rotation speed control device controls the rotation speed of the prime mover to the second target rotation speed for working when the work command for the plurality of work actuators is detected with the work command detection device.